HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

Writ Petition No.4990 of 2007

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Between:

P. Mallikarjuna …Petitioner

And

Government of Andhra Pradesh,
represented by its Principal Secretary,
Revenue Department, Secretariat,
Hyderabad and others. ….Respondents.

:: O R D E R ::

Counsel for the petitioner : Sri P. Sridhar Reddy

13th March, 2007

Per G.S. SINGHVI, C.J.

In this petition filed in the name of public interest litigation, the petitioner has prayed for issue of a mandamus to the respondents to

provide land for burial ground.

The petitioner claims to be a resident of Padamara Nagaladaruvu Village, Muthukur Mandal, Nellore District. He claims to have been working for improving the life of the people living in the village. He has averred that the people are facing great difficulty in cremating the dead because no land has been identified as burial ground. He has referred to resolution dated 2-2-2007 passed by the Gram Panchayat of the village and pleaded that the respondents are duty-bound to provide burial ground in view of the mandate of Sections 87 and 89 of the Andhra Pradesh Panchayat Raj Act, 1994.

After making some submissions, Sri P. Sridhar Reddy, learned counsel for the petitioner made a request that his client may be permitted to withdraw this petition with liberty to approach the State Government and the District Collector for allotment of land for burial ground and to file fresh petition if the representation made in this regard is not considered and decided within a reasonable time.

The request of the learned counsel is accepted and the writ petition is dismissed as withdrawn with liberty in terms of the prayer made.

As a sequel to dismissal of the writ petition as withdrawn, WPMP. No.6389 of 2007 filed by the petitioner for interim relief is disposed of as infructuous.

G.S.SINGHVI, C.J.

13th March, 2007

C.V.NAGARJUNA REDDY, J.

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